

QUARTERLY REPORT NUMBER TWELVE DEMOCRACY AND GOVERNANCE: ELECTIONS & POLITICAL PROCESSES IQC

Submitted to:

U.S. Agency for International Development
Under Contract No. AEP-I-00-00-00008-00 (CLIN 003)



Authors:

Development Associates Staff



Submitted by:

Development Associates, Inc.
*1730 North Lynn Street
Arlington, VA 22209-2023*

July 2003

DEVELOPMENT ASSOCIATES, INC.
MANAGEMENT AND GOVERNMENTAL CONSULTANTS
1730 NORTH LYNN STREET
ARLINGTON, VIRGINIA 22209-2023, USA
TEL: (703) 276-0677 • FAX: (703) 276-0432
E-MAIL: DEVASSOC@DEVASSOC1.COM • WEB SITE: WWW.DEVASSOC1.COM

July 28, 2003

Mr. Roberto Figueredo
Office of Democracy and Governance (DCHA/DG)
Room 3.10-051 Reagan Building
Agency for International Development
Washington, D.C. 20523-3100


Dear Mr. Figueredo:

The Democracy and Governance – Elections and Political Processes IQC (CLIN 003) that Development Associates currently is implementing for USAID, stipulates that we submit a quarterly Performance Monitoring Report.

Development Associates is providing you as our COTR with the required copy of our report covering the period April 1 to June 30, 2003. We believe this report meets our responsibility under Section G.9 (a) of the contract. A copy of this report is also being sent to our CTO in USAID/Ukraine, in compliance with Part I.H.4 of Task Order 800.

If you have any questions or comments about this submission, please be in touch.

Sincerely,



George F. Jones
Director
Democracy and Governance Programs

Cc: Robert Samuel Taylor, USAID/M/OP/G/DGHCA
Oleksandr Piskun, USAID (email: opiskun@usaid.gov)

Enclosure: As stated

QUARTERLY REPORT (APRIL 1 – JUNE 30, 2003) ON THE DEMOCRACY AND GOVERNANCE – ELECTIONS AND POLITICAL PROCESSES IQC (CLIN 003) –AEP I-00-00-00008-00

I. BASIC DATA ON THE TASK ORDERS

- ▶ **Ukraine/Elections and Political Processes Work.** *Contract No. OUT-AEP-I-00-00-00008-00, Task Order 800, Period of Performance: 09/27/2000 - 09/30/03, Amount: \$2,275,000.*

Through several contracts and grants USAID/Ukraine has provided expert advice, professional assistance and educational experiences on the administration of elections to Ukrainian public officials and CSOs. Although substantial progress had occurred, the Mission decided to undertake a follow-up activity through the Elections and Political Processes IQC (CLIN 003). The activity has three main objectives:

- First, to improve the legal framework in order to more effectively ensure open and competitive elections at every level of government;
- Second, to increase the professionalism, competence, and independence of election officials and poll-workers; and
- Third, to increase the competence of Ukrainian civic organizations to monitor and advance adherence to international standards for free and fair elections, for transparent elections procedures, and for public access to the information necessary for an informed electoral choice.

Working with our subcontractor/partners, the Institute for Democracy in Eastern Europe (IDEE) and Mendez-England & Associates, Development Associates is providing a team of long and short-term advisors to this Elections and Political Processes project (DA). Activities include facilitation of seminars and working groups, provision of reference resources, training of trainers and the provision of small grants to Ukrainian civic organizations. The outcome will be increased and more effective citizen participation in political decision-making in Ukraine.

Client References: Oleksandr Piskun, Cognizant Technical Officer, Office of Democratic and Social Transition, e-mail: opiskun@usaid.gov; Donella Russell, Contract Officer, e-mail: drussell@usaid.gov. USAID/Kiev Phone: (380-44) 462-5678, fax (380-44) 462-5834.

- ▶ **Nigeria/Evaluation of USAID-Funded Programs in Support of Electoral Processes, Political Party Development and Legislative Strengthening.** Contract No. AEP-I-00-00-00008, Task Order No. 1, Period of Performance: 5/11/03 - 6/14/03, Amount: \$51,994.

Through the vehicle of our "rapid response" task order under the Elections and Political Processes IQC, Development Associates, with our subcontractor partner, Mendez England & Associates, provided a team of two highly qualified specialists to assist USAID/Nigeria with an evaluation of four democracy and governance activities. They were: 1) Elections assistance being implemented by the International Foundation for Elections Systems (IFES), 2) political party strengthening conducted by the International Republican Institute (IRI), 3) legislative assistance programs by the National Democratic Institute (NDI), and 4) work with provincial legislatures by the Mississippi Consortium for International Development (MCID). Our team assessed the contribution of the four programs to the Mission's strategic objectives and intermediate results, and provided recommendations for future USAID assistance in support of Nigeria's political evolution toward democratic governance.

The Client Reference: Michele Schimpp, Division Chief, Elections and Political Processes, USAID/DCHA/DG, Telephone: (202) 712-5039, fax (202) 216-323, Email: mschimpp@usaid.gov. Mr. Robert Samuel Taylor, Contracting Officer, Telephone: (202) 712-4121, e-mail rtaylor@usaid.gov.

II. REPORTING SUMMARY

UKRAINE

A. Activities Carried Out and Progress Made

Activity One: Improve the Legal Framework, So That It More Effectively Ensures Open and Competitive Elections at Every Level

Roundtable on Women in Politics

In view of the obstacles to increasing the political representation of women in Ukraine, EP3, in cooperation with the Open Society Foundation, initiated and organized a round table on the role of women in Ukrainian politics in the offices of Parliament on April 9. The objective was to discuss ways in which the obstacles to greater participation by women may be overcome, including the socio-economic and cultural obstacles and those inherent to electoral systems. The 42 participants, among them numerous women MPs, also discussed some of the strategies that women may use to affect policies and political processes once elected to Parliament.

The Open Society Foundation prepared the unique materials for this round table and these were circulated beforehand to familiarize the participants with the representation of women in the Verkhovna Rada (VR) and local councils, possible quota systems and their pros and cons, and the results of applying different quota systems in Ukraine. Following this event EP3 posted the round table materials on its web-site.

Seminar on Penalties for Electoral Fraud

On April 18, EP3 conducted its regular monthly seminar at the VR, this time focusing on the need to improve the legal framework and administration of penalties for violating the election law. MPs, a judge of the Supreme Court, a representative of the Ministry of Interior, and party and NGO activists participated in this event, a total of 44 people. Participants stressed the insufficiency of current administrative penalties for election law violations. They also discussed court procedures in election disputes. Some participants suggested that civil liability for election frauds should be imposed more often.

A brochure analyzing the application of election legislation by the courts and election commissions during 2002, prepared by Activity Managers O. Barabash, O. Vorobiov, and S. Kalchenko and DCOP V. Kovtunets, was published on the eve of the April 18 seminar and distributed to the participants. EP3 also disseminated a transcript of the February VR seminar. The Supreme Court permitted EP3 to distribute the Supreme Court's draft analysis of court practice in election disputes.

ELI Roundtable on Draft Laws

Activity Managers (AMs) O. Barabash, S. Kalchenko and O. Vorobyov and DCOP V. Kovtunets participated in a round table organized by the Election Law Institute (ELI) to discuss two draft laws, On Election Administration and On Safeguards of Suffrage. Both draft laws were prepared by the ELI. Following this round table, the President of the ELI, MP Yuriy Kliuchkovskyi, introduced these draft laws in the VR.

Verkhovna Rada Seminar on Campaign Finance

In view of the importance of campaign finance regulations for fair and transparent elections, EP3, in cooperation with the Election Law Institute, the VR Committee on State Building and Local Self-Governance, the Laboratory of Legislative Initiatives, and the Konrad Adenauer Foundation, conducted a seminar on political party and election financing issues on May 20 at the Verkhovna Rada. Speaking at the seminar were Marcin Walecky, Comparative Election Campaign Finance Expert and Ph.D Candidate, Oxford University; Ihor Hryniv, MP, Yuriy Kliuchkovsky, MP, Anatolij Romaniuk, Professor, Ivan Franko National University of Lviv; Thomas Lenk, First Secretary of the German Embassy to Ukraine; Ihor Kohut, Director of the Laboratory of Legislative Initiative; Vasyl Spivak and Oleksander Hashytskyi, members of the CEC; Serhii Romanenko, Deputy Head of Department at the Ministry of Finance of Ukraine, and EP3 Activity Managers. There were over 50 participants at this seminar, exclusive of media.

All participants agreed on the need for introducing public financing for political parties as a means to reduce illicit funding, which according to the research presented by Prof. Romaniuk is flourishing in Ukraine. The participants also focused on the need to amend current election legislation, in particular its campaign financing provisions. Unrealistically low campaign spending caps, lack of transparency in campaign financing, and the absence of regulation of the participation of third persons in a candidate's election campaign should be corrected in future election legislation. Ihor Hryniv, MP, presented a draft law for consideration by the participants.

Seminar for Judges and Lawyers

EP3, in cooperation with ABA/CEELI and the Election Law Institute, conducted a seminar on “Legal Protections in the Election Process: The Rights of Participants and Their Protection in Court,” on June 25 for judges of the Courts of Appeal and political party lawyers. The seminar was attended by Luis Coronado, director of USAID’s Office of Democratization and State Governance; Yarema Bachynskyi, EP3’s COP; Ellen Sits, director of ABA/CEELI; Vasyl’ Onopenko, chair of the VR Committee on Legal Reform; Yuriy Kluichkovsky, the VR Committee on State Building and Local Self Governance; Vasyl Spivak, member of the CEC; Vasyl Humeniuk, the Supreme Court justice; and approximately 20 judges of regional courts of appeal. A total of 60 participants attended the seminar. AMs Oleksandr Barabash and Serhij Kalchenko made presentations.

Also in June, COP Y.Bachynsky, DCOP V.Kovtunets, and AMs O.Barabash, O.Vorobiov, and S.Kalchenko participated in a conference on suffrage guarantees and election administration organized by the NGO Election Law Institute. Dr. Kovtunets and O.Barabash made presentations.

Court Case Collection

During this quarter, EP3 continued collecting court and election commission decisions on local election disputes. The staff have digitized the collected materials in order to prepare the compendium for printing. EP3 continued collecting court cases and election commission decisions on local elections. EP3 also prepared a draft analysis of the case law on local elections conducted in 2002-2003. This analysis will also be published and widely distributed.

Other Publications and Updates

To facilitate unified application of the election laws in Ukraine, EP3 prepared and disseminated about 2,000 copies of our brochure, “Analysis of the case law on elections and election commission practice in the 2002 Parliamentary Elections”. EP3 also prepared three Election Updates this quarter: #58, on the President’s Constitutional reforms initiative; #59, on the referendum law in Ukraine, in which we analyzed the current status and prospects of Ukrainian laws governing referenda; and #60, on the passage by the VR of a law “On Certain Amendments to the Laws of Ukraine in Connection with the Adoption of the Law on the Election of National Deputies.”

Activity Two: Increase Professionalism, Competence and Independence of Ukrainian Election Officials and Poll-workers

Training of Election Commissioners

EP3 conducted training in Sumy April 19-21 for election commissioners for a mayoral by-election. Over 600 poll-workers, members of the city territorial election commission, and party poll-watchers representing all leading candidates and political parties were trained. EP3 provided its comprehensive training to least three members of each polling station commission.

Other election commissioner training this quarter:

- ▶ May 10-11 in Donetsk conducted by DCOP Volodymyr Kovtunets, AMs Oleksandr Barabash, Oleksandr Vorobiov and Serhii Kalchenko; 44 participants from different parties attended the training;
- ▶ May 23-25 in Chernihiv, conducted by DCOP Kovtunets and AMs Barabash and Kalchenko, in cooperation with the CoEC and the CEC. A total of 678 poll workers and poll watchers were trained in Chernihiv for the June 8, 2003, VR by-election. AM Olexander Vorobyov met with international and domestic observers on the eve of election day. He also observed the elections and assured that the poll-workers performed all election procedures in accordance with the Law. His election observation report was submitted to USAID/Ukraine.

EP3 also monitored the Zaporizzhia mayoral election on June 8 and the Mukachevo mayoral election on June 29 (Zakarpattia Oblast).

Political Party Activist Training

EP3 also continued its training of political party activists on how to plan and conduct the election process. The AMs conducted a three-day training session in Sumy April 19-21. Representatives of all political parties were invited without any discrimination, and the 44 participants represented all leading political parties, including parties affiliated with Our Ukraine bloc, Bat'kivshyna (Motherland), Social Democratic Party (united), Party of Regions, Socialist Party, and the Communist Party. The following issues were discussed:

- ▶ election administration and election commissioners' responsibilities,
- ▶ planning the election process,
- ▶ financing election campaigns,
- ▶ monitoring election campaigning and preventing violations of election law,
- ▶ monitoring the work of election commissions,
- ▶ filing complaints regarding illegal actions or omissions by election commissioners, and
- ▶ defending election outcomes in court.

EP3 distributed the following materials:

- ▶ Presidential and Local Election laws
- ▶ Excerpts from Civil Procedure Code
- ▶ Central Election Commission's regulations
- ▶ Constitutional Court's Decisions on Elections
- ▶ Flyers for election Observers
- ▶ FAQ's for poll workers and poll watchers
- ▶ Analysis of Election Legislation Enforcement
- ▶ Analysis of decisions by election commissions and courts on the 2002 elections

Participants took a test at the end of their training, and the Institute of Civil Society issued certificates to those who successfully passed it.

Activity Three: Increase Capacity of Ukrainian CSOs to Monitor and Advance Transparent Election Procedures and Increase Public Access to Electoral Information

EP3 is currently administering three grant programs implemented by Ukrainian NGOs. Grants were awarded for analytical, training and NGO strengthening projects. During this quarter, EP3 continued supervising the implementation of our grantees' projects.

1. Analysis Program

1.1 CVU

The grantee presented a draft of its research on May 8. EP3 staff reviewed and discussed the document. On May 13 AMs Kovtunets and Kalchenko attended a meeting of CVU's group of experts and presented our recommendations. The improved draft research was subsequently submitted by CVU.

1.2 Geneza

V.Kovtunets and S. Kalchenko met April 11 with the project director of the Lviv NGO Geneza, Pr. Romaniuk, in order to discuss their progress in implementing their project on election financing. Geneza submitted draft research on political parties and elections financing issues on May 29. The documents were reviewed and discussed by EP3 staff. Recommendations were sent to the NGO thereafter. The Geneza NGO conducted a conference on political parties and election financing on June 27-28 in Lviv. EP3 was represented by COP Y.Bachynsky, DCOP V.Kovtunets, AMs O.Barabash, O.Vorobiov, S.Kalchenko, and H.Senyk. Dr. Kovtunets made a presentation,, and AMs O.Barabash and O.Vorobiov participated in the discussion.

1.3 CIPR

EP3 Grant Manager S. Kalchenko attended the focus group meeting organized by the Ukrainian Center of Independent Political Research within the framework of the Analysis Grant Program in Kamianets-Podilskyi on April 3. AM Barabash, Researcher Halyna Senyk, and AM Kalchenko attended a round table on transparency in elections which was held as part of the project on May 27. The preliminary draft research of the NGO was discussed. Following the event EP3 staff provided the NGO with recommendations on its work.

2. Training Curricula and Materials

2.1 CPE

DCOP Kovtunets attended the CPE working group on developing curriculum and training materials on May 18.

2.2 IPT

DCOP Kovtunets and AM S. Kalchenko attended a working group organized by the Institute of Political Technologies on the development of a teaching plan and curriculum to train election

commissioners. The event was within the framework of the Training Grant Program, and took place in Lviv on April 11. The Institute of Political Technologies conducted a three-day training-of-trainers pilot seminar for political party activists on June 27-29 in Lviv. EP3 AMs O.Barabash, O.Vorobiov, S. Kalchenko, and H. Senyk attended the event. Following the seminar AM O.Vorobiov discussed the results of event with the IPT experts, and made suggestions regarding further improvement of training materials.

2.3 ELI

The Election Law Institute conducted a training seminar for political party representatives from Ivano-Frankivsk Oblast on June 21. S. Kalchenko attended. EP3 reviewed the draft training materials developed by the ELI and made suggestions regarding their further improvement.

3. Strengthening NGOs

Grant Agreements for the NGO Strengthening Grant Program, for a total of US\$23,612, were signed April 8-15 with four NGOs: Chernihiv Youth NGO "Youth – XXI Century", Center for Political Education (Kyiv), Chernihiv Youth NGO "Youth – XXI Century", and Zhytomyr Regional Center of Youth Initiatives. Their work plans were subsequently approved by EP3, and the first tranches to these NGOs were disbursed.

3.1 Chernihiv NGO

Researcher Senyk and AM Kalchenko attended the first day of a three-day training seminar for the Chernihiv Oblast NGO's representatives on May 16. Following the event Researcher Senyk prepared and sent to the NGO recommendations on how to improve the scope of their next training activities. Chernihiv NGO "Youth XXI Century" conducted a public hearing on June 12 in Nizhyn. AM S.Kalchenko attended the event

3.2 Zhytomyr NGO

Researcher Senyk and AM Kalchenko attended a training seminar for the Zhytomyr city NGO representatives on May 17. The Zhytomyr Oblast Centre of Youth Initiative conducted a seminar for NGO leaders June 21 in Berdychiv (Zhytomyr Oblast). H. Senyk attended the event.

3.3 Uzhhorod NGO

The NGO requested our assistance in reviewing the draft manual on lobbying campaign issues which was developed within the framework of the project. Researcher Senyk prepared recommendations on how to improve the manual. The Uzhhorod Association of Law Students "Vested" conducted a three day seminar for representatives of the Oblast NGOs and local governments on June 18-20. AM S. Kalchenko attended the event.

3.4 CPE

On April 25, AM S. Kalchenko and Researcher H. Senyk attended the seminar organized by the CPE within the framework of the NGO Strengthening Grant Program. The CPE conducted a

three-day training seminar for NGO leaders on June 6-8 in Snovianka (Chernihiv Oblast). H.Senyk and S.Kalchenko attended the first day of event.

Election Law Summer School

In April, EP3 started preparations for the summer school it plans to conduct for graduate students on Ukrainian and international electoral systems. EP3 staff designed an application form and posters for the summer school and prepared a database of Ukrainian universities that will receive the posters and forms. Project Assistant Maryna Selivanova gathered information on possible venues in the Crimea and contacted them.

In May, EP3 announced that the summer school will be held July 20 – August 1 in Pishchane, Crimea ARC. There will be two 6-day sessions. A curriculum has been developed by EP3, and relevant instructors and lecturers invited to teach a variety of mini-courses on various aspects of international and Ukrainian electoral processes and practices. An open competition was undertaken to facilitate selection of participants. The relevant announcement and application form were posted at the www.vybory.com site, and relevant information distributed through the EP3 electronic list serve. EP3 also distributed advertisements and application forms in 27 Ukrainian universities. Applications were sought from students and recent graduates interested in election law and political processes.

In June, EP3 received 253 applications for the summer school. The selection committee consisted of 5 persons: Halyna Senyk, Oleksandr Barabash, Oleksandr Vorobiov, Serhij Kalchenko, and Volodymyr Kovtunets. They selected 100 participants in accordance with criteria designed by O. Barabash and approved by the committee.

CEC Election Law Paper Contest

In accordance with the Plan for Cooperation between the CEC and USAID/Kyiv, EP3 facilitated a contest for undergraduate and postgraduate student papers on election law. We supported trips by contest committee members to Ivan Franko University in Lviv, which facilitated the paper review process. DCOP Kovtunets, as a member of the contest committee, reviewed 35 papers for potential awards. Participants in the election law papers contest have also been invited to attend the Election Law Summer School.

IDEE Seminars

Our subcontractor, IDEE, conducted a seminar on NGOs' role in the election process in Svitlodarsk, Donetsk oblast, on June 10-11. NGO leaders from Donetsk, Lugansk and Kharkiv oblasts participated in the seminar. Foreign experts Danko Cosic (Serbia) and J.Georgica (Poland) made presentations and conducted training. DCOP V.Kovtunets and AM O. Vorobyov made presentations.

IDEE conducted a similar seminar in Simeiz (ARC) on June 20-21. Thirty-seven participants from Crimea, Donetsk oblasts and Kyiv attended the event. Presentations were made by:

- ▶ MPs Refat Chubarov and Mustafa Jemiliov (Crimean Tatars, members of Medglis);
- ▶ Foreign experts Ivlian Hayndrava (Georgia) and Petrushka Shustrova (Czech Republic);

- ▶ Volodymyr Kovtunets (EP3); and
- ▶ Olexii Kondratenko (Crimean Election Commission).

Participants compared election processes in Crimea with those in other regions of Ukraine and discussed the international election experience. IDEE director Irena Lasota conducted training, and the trainees developed interesting proposals for election legislation and legislation on NGOs.

Other Activities

Bearing in mind the lack of comprehensive studies of electoral systems in Ukrainian, EP3 is considering translation of *The International IDEA Handbook of Electoral System Design*, published by the Institute for Democracy and Electoral Assistance (IDEA) in Stockholm. EP3 successfully obtained permission from IDEA to translate its Handbook.

Visit by Amb. George Jones

On May 26 – June 3, Ambassador George Jones of the Development Associates Home Office visited Kyiv to facilitate transition from the outgoing COP David Kupferschmidt to incoming COP Yarema Bachynsky; address demobilization issues; meet with key Ukrainian elections and civil society NGOs, and review the status of the project with USAID/Ukraine.

During this visit, Amb. Jones, David Kupferschmidt and Yarema Bachynsky met with CTO Oleksandr Piskun, Contracts Officer Donnell Russell and ODG/Kiev DD Advisor Susan Jay at AID/Kyiv. The AID/Kyiv meeting was very helpful in terms of preparing and submitting a proposed Demobilization Plan, which would provide for disposition of all project non-expendable property/equipment to Ukrainian election CSOs. Other issues discussed included the upcoming RFA for the successor elections project. The incoming COP was formally introduced to USAID at this meeting as well.

Amb. Jones also met with five local election CSOs to discuss their needs and identify areas of common interest and possible future cooperation. These NGOs were the Committee of Voters of Ukraine; Open Society Foundation; Center for Political Education; Democratic Initiatives Foundation; and the Laboratory for Legislative Initiatives.

Roundtable on the Political Role of the Intelligentsia

Halyna Senyk and Maryna Selivanova attended on June 5 a round table on “The Role of the Intelligentsia in the Ukrainian Government,” organized by Vitalij Kononov and Semen Gluzman. There were many representatives of the mass media and Ukrainian politics. The objective was to discuss the lack of members of the intelligentsia in Ukraine’s power organs and political institutions. The participants speculated about the problem of political party development in Ukraine. They stressed that very often political parties in Ukraine are detached from the grassroots, and that political leaders very often are ignorant about the situation in the regions, and do not care about their own electorates. The participants underlined the importance of the political parties’ seeking support from diverse groups of the population, and uniting these groups with a common ideology.

B. Personnel Changes

Chief of Party David Kupferschmidt resigned from the project effective May 30. Development Associates proposed Mr. Yarema Bachynsky, our former Elections Training Manager, as his replacement and received USAID approval. He came on board May 19 and took over as Chief of Party on May 31. Mr. Bachynsky is a US-born and educated attorney, fluent in Ukrainian and Russian, who has lived in Ukraine for the last seven years, and has worked on several other USAID and USG-funded projects.

Our Financial and Office Manager, Andrij Kharchenko, resigned in June, and was replaced by an experienced accountant, Dmytro Chernyavskyy.

C. Budget Changes

On May 14, Development Associates asked our CTO for a modification of Workdays Ordered, and consequently of the corresponding budget lines, in accordance with Section V.c. of the Task Order: "Subject to the ceiling price established in this delivery order and the prior written approval of the CTO, the Contractor may adjust the number of workdays actually employed in the performance of the work by each position specified in this order." On May 29, Contracting Officer Donella Russell informed us that these modifications would require a formal budget mod. However, "pending formal modification, this letter will serve as approval to proceed in accordance with your proposed use of workdays by labor category and your revised budget dated May 7, 2003."

D. Unresolved Issues or Constraints

None.

NIGERIA

Activities Carried Out and Progress Made

USAID/DCHA/DG contacted Development Associates on April 16 regarding an evaluation of the democracy-strengthening activities being conducted by four different contractors with funding from USAID/Nigeria. Because of the very short time available for the evaluation, it would be conducted under the Rapid Response Task Order. DA responded on April 23 with a proposal and the resumes of two experienced democracy specialists, Yinka Oyinlola and Philip Griffin. Mr. Griffin is a consultant to our subcontractor under CLIN 003, Mendez England & Associates.

The purpose of the evaluation was to assess the past and current assistance of USAID in support of Nigeria's electoral processes, national and state legislatures, and political parties. In addition to learning what has been achieved by this assistance, the evaluation sought to contribute to the quality and effectiveness of future USAID assistance. From May 19 through 30, 2003, the evaluation team employed a combination of desk studies and key informant interviews with USAID's democracy and governance team, its implementing partners, and the program beneficiaries.

A key finding of the evaluation was that, due to political imperatives and high hopes about the prospects of democracy in Nigeria, there was an exponential growth in funding activities that were broad and diverse but without the benefit of focused and targeted interventions that could effectively achieve sustainable impact on the democratic transition. Absent any form of baseline data, or some other kind of measurable indicators, it was extremely difficult to come to any conclusive affirmation that the targeted institutions perform better as a result of USAID's investments.

Nevertheless, USAID has made significant contributions to the overall democratic transition in Nigeria. In particular, USAID's activities enabled attitudinal changes, mitigation of political tensions, and improvements in the process through which political decisions are made. While the professionalism of election administration might have only marginally improved, INEC's IT Department, for example, made a giant leap due to USAID's assistance. The communications equipment, leased with USAID funding, that was used by INEC in difficult and remote areas during recent elections made a significant difference in forestalling electoral conflict.

USAID's assistance for political party building enabled some women's caucuses to negotiate reform within their parties so as to enhance the access of women to leadership positions. The exemplary process by which the National Assembly engaged civil society with regard to HIV/AIDS legislation, was largely due to USAID's efforts. Even if the overall performance of the last National Assembly was disappointing, there is no doubt that it was able to assert itself as an independent political institution as opposed to being a rubber stamp; USAID's support contributed to this irreversible democratic gain in the separation of powers.

Key recommendations of this report include the need for the Mission to employ a strategic approach of targeted activities that deepen constituencies for reform in the political sector. This demand approach should be complemented by cross-sectoral synergies amongst the Mission's strategic objectives and its implementing partners. In order to achieve accountable and responsive political institutions, there is also an absolute need for the institutions to receive a push from ordinary citizens and their interest groups.

IV. RESULTS FROM COMPLETED TASK ORDERS

No task orders were completed during this quarter.

Attachment: Calendar of Activities in Ukraine

D&GQUART July03-CLIN003-4

ELECTIONS and POLITICAL PROCESSES WORK IN UKRAINE

CALENDAR OF WORK PLAN ACTIVITY DURING THIRD QUARTER FY 03

Following is a monthly calendar of major tasks to be carried out during this work plan. It is organized by month and by the three major project activities. It therefore directly correlates to the Monitoring and Evaluation plan.

CALENDAR April 1 – June 30, 2003

Month	Activities	Comments (Work Completed this Quarter)
April	<p>General. A “national discussion period” on constitutional amendments proposed by President Leonid Kuchma was carried out country-wide, utilizing the full weight of state institutions and enterprise management to build support for changes to the Constitution supported by the president but opposed by many in the Verkhovna Rada.</p> <p>A.1 Round table on the role of women in Ukrainian politics.</p> <p>VR seminar on improving the legal framework and administration of penalties for violating the election law.</p> <p>Published and disseminate EP3’s brochure on application of election law by the courts and election commissions.</p> <p>Participate in the discussions of two election draft laws at the round table organized by the Election Law Institute.</p>	<p>A co-organizer, the Open Society Foundation, presented analytical and sociological surveys on women’s representation in elected bodies. These materials were disseminated to all participants in the roundtable.</p> <p>Held on April 18 and attended by 44 people.</p> <p>2,500 copies were printed and distributed to our target audiences.</p> <p>After this roundtable both the draft laws discussed were introduced in the VR.</p>

	EP3 assisted the Justice responsible for compiling the Supreme Court's analysis of election case law in Ukraine to compile, publish and disseminate it.	Justices of the Supreme Court of Ukraine recognize EP3 as an expert in election law and consult EP3 on important election law issues.
<u>A.2</u>	Train election commissioners for mayoral by-elections in Sumy. Train regional political party leaders and activists on how to plan and conduct the election process.	Over 600 pollworkers were trained, including at least three members of each polling station commission. Held on April 19-21 in Sumy.
<u>A.3</u>	Supervised grantees' activities within the framework of the Analysis and Training Program, and the NGO Strengthening Program.	EP3 staff attended grantees' events, commented on their accomplishments and helped grantees to improve their work.
Other	Negotiate terms of translating into Ukrainian and disseminating in Ukraine the IDEA's handbook on electoral systems. Begin preparing to the election law summer school. Designed application forms, posters and prepared a database of Ukrainian universities to disseminate the application forms and posters.	EP3 successfully obtained permission to translate IDEA's handbook. 27 universities around Ukraine, both state and private, are included in EP3's database.
May	General. Constitutional reform bills readied by presidential and opposition representatives in the Verkhovna Rada.	
<u>A.1</u>	Continue compiling cases and election commissions' decisions on 2002 local elections and AMs start to work on their analysis. Conduct a routine VR seminar on political party and election financing issues, in cooperation with the Election Law Institute, the VR Committee on State Building and Governance, Laboratory of Legislative Initiative and Konrad Adenauer Foundation.	Cases and decisions were received from almost all regional organizers, and scanned in preparation for publishing. Held on May 20 and attended by 60 participants, who emphasized the crucial need to amend the current legislation on this subject. The NGO Geneza, using EP3 grant funds, will continue to work on its draft law on political finance and will present it to the VR in June.

	Prepare and disseminate an update on the referendum law in Ukraine.	EP3 completed and distributed a unique analysis of the current status and prospects of Ukrainian laws governing referenda.
	Continue disseminating brochure on application of election law by the courts and election commissions in the 2002 Parliamentary elections.	2,500 copies were disseminated among MPs, CEC members, the Supreme Court, Courts of Appeal and local courts, universities and libraries, NGOs.
<u>A.2</u>	Train regional political leaders and activists in election law and how to plan and conduct the election process.	Held on May 10-11 in Donetsk and on May 23-25 in Chernigiv.
	Train election commissioners in Chernigiv for the parliamentary by-elections.	Held on May 27-28.
<u>A.3</u>	Continue to supervise grantees' activities, assist in developing manuals on lobbying, election training curriculum and materials.	EP3 staff attended numerous grantees' events and worked closely with grantees on developing their materials.
June	General. The month saw continued heated debate within the Verkhovna Rada between supporters of the presidential and parliamentary draft bills on constitutional reform.	
	COMMENTS	
<u>A.1</u>	Conduct in cooperation with ABA/CEELI, the Election Law Institute, and the VR profile Committees a seminar for judges of courts of Appeal and political party lawyers on the election process participants and their protection in court.	Held on June 25 and attended by 60 participants.
	Prepare an analysis of the proposed political reform in Ukraine.	EP3 prepared two updates on the Presidential draft law on amending the Constitution and a new mechanism of adopting amendments by the VR.

	Continue collecting local election court cases and election commission's decisions.	Materials have been digitized for publishing. In addition, EP3 prepared a draft analysis of the case law on local elections in 2002-2003.
A.2	Observe by-elections and consult international observers on election law violations in Chernigiv. Observe by-elections in Zaporizhzhia. Observe mayoral by-elections in Mukachevo.	AM O. Vorobiov observed by-elections in Chernigiv on June 8 and submitted an observation report to USAID. AM O. Barabash observed the mayoral election in Zaporizhzhia and prepared an observation report. AM S. Kalchenko observed the Mukachevo mayoral election and attended a court hearing in L'viv on cancellation of the election results.
A.3	Supervise NGO projects on the third and fourth grant program. Assist IDEE to organize and conduct seminars in Donetsk and Crimea on NGO's role in the election process.	Ongoing. Held in Svitlovodsk on June 10-11, and in Simeiz on June 20-21. NGO leaders from Donetsk, Lugansk, Kharkiv, Crimea and Kyiv attended these seminars. They compared election processes in Crimea with those in other regions of Ukraine and abroad. Election experts from Georgia, Serbia, Czech Republic, the USA and Poland delivered lectures and conducted training.
Other	Select the summer school participants and finish all logistics and other arrangements.	EP3 received 253 applications and selected 100 in accordance with criteria designed by AM O. Barabash.